

Application No. : 10/023,227 Confirmation No. 3728
Applicant : BASH et al.
Filed : December 14, 2001
5 Art Unit : 2835
Examiner : THOMPSON, Gregory D.

Docket No. : 10005107-2
10 Customer No. : 22879

Honorable Commissioner for Patents
P.O. Box 1450
15 Alexandria, VA 22313-1450

DECLARATION OF PRIOR INVENTION UNDER 37 C.F.R. 1.131

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1. As the inventors of the invention claimed in the above-identified application ("the Application"), we, the Declarants, hereby declare the following facts:

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2. Prior to the date of September 29, 2000, the invention claimed in the Application ("the Invention"), was conceived by the Declarants in the United States. Exhibit 1 is a drawing, signed by the Declarants prior to September 29, 2000. The drawing depicts the major elements of the Invention.

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3. We assigned all rights in the Application to HEWLETT-PACKARD CORPORATION ("the Assignee").

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4. Prior to the date of September 29, 2000, Exhibit 1 was disclosed to a legal counsel ("the Legal Counsel") of the Assignee in the pursuance of obtaining patent protection for the Invention.

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5. On information and belief, the Legal Counsel reviewed the Invention, as disclosed in Exhibit 1, in due course, and proceeded with diligence to hire a patent counsel for preparing and filing a patent application directed to the Invention.

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6. On information and belief, on December 4, 2000, the Legal Counsel contacted a patent counsel ("the Patent Counsel"), requesting that the Patent Counsel review the Invention and prepare a price quotation for preparing and filing a patent application. Exhibit 2 is a copy of that letter, with redacted portions for some content that is not necessary to this Declaration.

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7. On information and belief, in due course the Patent Counsel proceeded with diligence to file a provisional patent application, Serial No. 60/271,273, directed to the Invention, on February 22, 2001.

8. On information and belief, the present application claims priority from the provisional patent application, Serial No. 60/271,273.

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Declaration of Prior Invention under 37 C.F.R. 1.131

9. In this declaration, all statements made of Declarants' own knowledge are true. All statements made on information and belief are believed to be true. Declarants acknowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

10. In witness whereof, Declarants have executed this Declaration of Prior Invention

Declarants

Date: 10/3/03

Cullen E. Bash

Cullen E. Bash

Date: 10/3/03

Chandrakant D. Patel

Chandrakant D. Patel

Date: 10/3/03

Glenn C. Simon

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